

HOUSE BILL 2440

By Farmer

AN ACT to amend Tennessee Code Annotated, Title 38  
and Title 40, relative to diversion.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-35-313(b), is amended by  
deleting the following:

Each application shall contain a notation by the clerk evidencing that all court costs are  
paid in full, prior to the entry of an order of expunction.

and substituting the following:

Each application shall contain a notation by the clerk evidencing whether all court costs  
are paid in full, prior to the entry of an order of expunction.

SECTION 2. Tennessee Code Annotated, Section 40-35-313, is amended by adding  
the following as a new subsection:

( ) Notwithstanding subdivision (a)(1)(A), unpaid court costs shall not preclude a  
dismissal upon successful completion of the other terms and conditions of diversion.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.